

S/N 10/027,603

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ferrara et al.. Examiner: Huynh, Phuong N.
Serial No.: 10/027,603 Group Art Unit: 1644
Filed: December 19, 2001 Docket No.: 11669.139USII
Customer No.: 23552
Title: EG-VEGF NUCLEIC ACIDS AND POLYPEPTIDES AND METHODS OF
USE

CERTIFICATE UNDER 37 CFR 1.6(d): I hereby certify that this paper is being transmitted by facsimile to the Commissioner for Patents, U.S. Patent and Trademark Office, on June 1, 2004 at facsimile number 703.872.9306.

By: 
Name: Lynda Kraft

COMMUNICATION REGARDING DEPOSIT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The following hybridoma cell lines secreting the designated monoclonal antibodies were deposited with the American Type Culture Collection, 10801 University Boulevard, Manassas, VA 20110-2209, an international depository recognized by the Budapest Treaty, on March 5, 2002.

<u>Identification Reference</u>	<u>Patent Deposit Designation</u>
Hybridoma Cell Line form BALB/c mice: 1C6.1H6.167	PTA-4119
Hybridoma Cell Line form BALB/c mice: 2A3.1C5.1F3	PTA-4120
Hybridoma Cell Line form BALB/c mice: 2A8.1H4.1E7	PTA-4121
Hybridoma Cell Line form BALB/c mice: 4H9.1A7.1H6	PTA-4122

The undersigned affirms that all restrictions imposed by the depositor on the availability to the public of the deposited biological material will be irrevocably removed upon the granting of the patent except as permitted under 37 C.F.R. 1.808(b).

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903

Date: 1 June 2004

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ATCC

10801 University Blvd - Manassas, VA 20110-2209 - Telephone: 703-365-2700 - FAX: 703-365-2745

BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE

INTERNATIONAL FORM

RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3 AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2

To: (Name and Address of Depositor or Attorney)

Genentech, Inc.
Attn: Steven X. Cui
1 DNA Way, MS 49
South San Francisco, CA 94080-4990

Deposited on Behalf of: Genentech, Inc.

Identification Reference by Depositor:

Patent Deposit Designation

Hybridoma Cell Line from BALB/c mice: 1C6.1H6.1D7 (antiEG-VEGF)
Hybridoma Cell Line from BALB/c mice: 2A3.1C5.1F3 (antiEG-VEGF)
Hybridoma Cell Line from BALB/c mice: 2A8.1H4.1E7 (antiEG-VEGF)
Hybridoma Cell Line from BALB/c mice: 4H9.1A7.1H6 (antiEG-VEGF)
(Ref. Dossier or Case No.: P1516P1)

PTA-4119
PTA-4120
PTA-4121
PTA-4122

The deposits were accompanied by: a scientific description, a proposed taxonomic description indicated above. The deposits were received March 5, 2002 by this International Depository Authority and have been accepted.

AT YOUR REQUEST: ☒ We will inform you of requests for the strains for 30 years.

The strains will be made available if a patent office signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strains, and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said strains.

If the cultures should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace them with living cultures of the same.

The strains will be maintained for a period of at least 30 years from date of deposit, or five years after the most recent request for a sample, whichever is longer. The United States and many other countries are signatory to the Budapest Treaty.

The Viability of the cultures cited above was tested March 13, 2002. On that date, the cultures were viable.

International Depository Authority: American Type Culture Collection, Manassas, VA 20110-2209 USA.

Signature of person having authority to represent ATCC:

Marie Harris
Marie Harris, Patent Specialist, ATCC Patent Depository

Date: April 12, 2002